

UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION

ISO New England Inc. and New England Power Pool Participants Committee)))	Docket No. ER13-1851-000
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NOTICE OF INTERVENTION AND COMMENTS OF THE
MASSACHUSETTS DEPARTMENT OF PUBLIC UTILITIES

Pursuant to Rule 214(a)(2) of the Rules of Practice and Procedure of the Federal Energy Regulatory Commission (“Commission”), 18 C.F.R. § 385.214(a)(2), and the Commission’s June 28, 2013 Combined Notice of Filings #2, the Department of Public Utilities of the Commonwealth of Massachusetts (“MA DPU”) hereby files its Notice of Intervention and provides comments in the above-captioned matter. This proceeding relates to the filing made on June 28, 2013, jointly by ISO New England Inc. (“ISO-NE”) and the New England Power Pool (“NEPOOL”) Participants Committee (together, the “Filing Parties”) regarding proposed Tariff¹ revisions to implement an out-of-market procurement of incremental energy from certain demand response resources, oil-fired generators, and dual-fuel units, as well as other measures intended to promote reliable system operations during the upcoming 2013-14 winter (the “2013/2014 Winter Program”).²

¹ Capitalized terms not defined in this filing are intended to have the meaning given to such terms in the ISO-NE Transmission, Markets and Services Tariff (the “Tariff”).

² ISO New England Inc., Winter 2013-2014 Reliability Program, Docket No. ER13-1851-000 (filed June 28, 2013) (“Winter Program Filing”).

I. COMMUNICATIONS

The MA DPU requests that the individuals identified below be placed on the Commission's official service list in this proceeding and that all communications related to this filing and future filings in this proceeding should be directed to:

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II. INTERVENTION

The MA DPU is the agency of the Commonwealth of Massachusetts charged with general regulatory supervision over gas and electric companies in Massachusetts and has jurisdiction to regulate rates or charges for the sale of electric energy and natural gas to consumers. Massachusetts General Laws c. 164, § 76 et seq. Therefore, the MA DPU is a "state commission" as defined by 16 U.S.C. § 796(15) and 18 C.F.R. § 1.101(k). This notice of intervention has been filed within the period established under Rule 210(b). Accordingly, the MA DPU hereby intervenes in this proceeding pursuant to Rule 214(a)(2).

III. COMMENTS

The MA DPU supports the Filing Parties' proposed Tariff revisions. The MA DPU wishes to echo the comments submitted by the New England States Committee on Electricity ("NESCOE") regarding the 2013/2014 Winter Program. In particular, the MA DPU would like to emphasize NESCOE's request that the Commission rule expeditiously on the Complaint

pending before it *New England Power Generators Association v. ISO New England Inc.* (“NEPGA Complaint”).³ The Commission’s clarification of the existing performance obligations under the ISO-NE Tariff that generators assume in return for annual capacity payments would assist the region greatly in its assessment of future needs.

IV. CONCLUSION

WHEREFORE, for the foregoing reasons, the MA DPU hereby files this Notice of Intervention and respectfully requests that the Commission recognize the MA DPU as an intervener in this proceeding, with all rights attendant thereto. In addition, for the reasons stated above, the MA DPU respectfully requests that the Commission take expeditious action on the NEPGA Complaint and consider the NESCOE comments filed in this proceeding.

Respectfully submitted,
MASSACHUSETTS DEPARTMENT OF
PUBLIC UTILITIES

By its attorney,

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Date: July 19, 2013

³ *New England Power Generators Assoc. v. ISO New England Inc.*, Complaint and Request for Expedited Consideration, Docket No. EL13-66-000 (filed May 17, 2013); *New England Power Generators Association*, Answer of ISO New England Inc., Docket No. EL13-66-000 (filed June 6, 2013).

CERTIFICATE OF SERVICE

In accordance with 18 C.F.R. § 385.2010 (2008), I hereby certify that I have this day served, via electronic mail or first class mail, the foregoing document upon each person designated on the official service list compiled by the Secretary in these proceedings.

Dated at Boston, Massachusetts on this nineteenth day of July, 2013.

/s/ Jennifer M. Murphy
Jennifer M. Murphy